

0230

BOX:

300

FOLDER:

2854

DESCRIPTION:

Irving, James

DATE:

03/19/88



2854

Witnesses:

W. McCarty

J. B. [Signature]

Counsel,

Filed *19* day of *March* 188*8*

Pleads *Chgo. Light 120*

CONCEALED WEAPON.
(Section 410, Penal Code.)

THE PEOPLE

vs
W. J. [Signature]

James Irving

JOHN R. FELLOWS,
RANDOLPH B. MAEHEINE,

District Attorney.

A TRUE BILL.

(Ray [Signature])

Monday Morning

Foreman,
Page III March 26/88

W. J. [Signature]
W. J. [Signature]
W. J. [Signature]

Indictment filed Mar. 19. 1888

COURT OF GENERAL SESSIONS

Part III.

The People &c.

against

James Irving.

Abstract of testimony on

trial March 23rd 1888.

0232

0234

The kinife was cl-sed when we found it in his pocket.
I did not know he had the knife on him when we arrested
him; we did not arrest him for that .

D E F E N C E

JAMES IRVING, the deferdant, testified:-

I live at No. 216 Wooster St. I run race horses
for a living . I do not exactly remember the day I
was arrested . I had this knife in my p ocket. I
fou-nd it on Friday evening between five and six o'clock
lying on the sidewalk. I was arrested on Saturday
morning . I only had the knife one night .

CROSS EXAMINATION:

I was convicted as a pick pocket three years ago.
I have never done anything in that line since I was re-
leased from prison.

The jury fou d the prisoner GUILTY of carry-
ing a concealed weapon .

0235

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2nd DISTRICT.

of the Central Office Street, aged years,
occupation Police Officer being duly sworn deposes and says,
that on the 10th day of March 1888
at the City of New York, in the County of New York, he arrested

James Devine (now free) for the reason that defendant believed said Devine was a suspicious character and that when said Devine was taken into custody he unlawfully and feloniously had concealed upon his person a dirk or dangerous knife without having any lawful cause for carrying the same
John McLeauey

Sworn to before me, this 13th day of March 1888

[Signature]
Police Justice.

0236

Sec. 198-200.

2nd District Police Court.

CITY AND COUNTY OF NEW YORK ss.

James Spring

being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

James Spring

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

U.S.

Question. Where do you live, and how long have you resided there?

Answer.

216 Thompson St. 1 year

Question. What is your business or profession?

Answer.

Horseman

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you may think will tend to your exculpation?

Answer.

*I am not guilty,
His
James Spring
marks*

Taken before me this

day of

1888

Police Justice.

7337

Dated 1888 Police Justice.

There being no sufficient cause to believe the within named guilty of the offence within mentioned, I order he to be discharged.

Dated 1888 Police Justice.

I have admitted the above named to bail to answer by the undertaking hereto annexed.

Dated March 15 1888 Police Justice.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Three Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Police Court-- 2419 District

THE PEOPLE, & C., OF THE COMPLAINT OF John M. Gauley 1st James Henry

Offence Carrying Imprisonment for Life Dated March 15 1888 Magistrate Philip M. Gauley Officer Precinct

Witnesses No. Street No. Street No. Street \$5000 to answer



BAILED, No. 1, by Residence Street No. 2, by Residence Street No. 3, by Residence Street No. 4, by Residence Street

0238

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Swinney

The Grand Jury of the City and County of New York, by this Indictment, accuse

James Swinney

of the CRIME OF CARRYING A CONCEALED WEAPON, committed as follows:

The said *James Swinney*, late of the City of New York, in the County of New York aforesaid, on the *Tenth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-~~eight~~, at the City and County aforesaid, with force and arms, feloniously did furtively carry, concealed on his person, a certain instrument and weapon of the kind commonly known as *India and dangerous knife*, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said

James Swinney

of the CRIME OF POSSESSING A CONCEALED WEAPON, committed as follows:

The said *James Swinney*, late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, feloniously did possess a certain instrument and weapon of the kind commonly known as *India and dangerous knife*, by him then and there concealed, and furtively carried on his person, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS.

~~RANDOLPH B. MARTINE,~~

District Attorney.

0239

BOX:
300

FOLDER:
2854

DESCRIPTION:
Ittner, John

DATE:
03/08/88



2854

No. 84

Counsel,
Filed, 8 day of March 1888
Pleads, Not Guilty (16)

VIOLATION OF EXCISE LAW.
(Keeping Open at Unlawful Hours,
[III Rev. Stat. (7th Edition), page 1869, Sec. 5].)

THE PEOPLE
vs.
B
John Street,
the younger.

JOHN B. FELLOWS
RANDOLPH B. MARTINE,

District Attorney.

122 New York 1888-

Indictment dismissed
A True Bill by the Grand Jury

Wm. H. Kelly
Foreman.

Witnesses:

Off Goodman
Off Foreman
31 Dec 1887

In an examination
made of all witnesses
present for prosecution
as well as defense & on
of the opinion that a conviction
cannot be obtained in
this case because the
evidence presented herein
is insufficient to prove
that the case was not
prosecuted in 1887
Sep 1887
fore 27/87
Exhibit case - copy of 1887

0241

Excise Violation—Selling After Hours.

POLICE COURT— 6 DISTRICT.

City and County } ss.
of New York, }

of ~~the~~ 34 Police Precinct Theodore Goodenough Street,

of the City of New York, being duly sworn, deposes and says, that on the 14 day
of February 1888, in the City of New York, in the County of New York, at

~~the~~ N. W. Corner Webster Avenue + 177 Street,
John Miller junior (now here)

did then and ~~THERE~~ EXPOSE for sale, and did sell, give away and dispose of, and cause, suffer,
and permit to be sold, given away and dispose of under his direction and authority, strong and
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons
at a time, to be drunk in the house or premises aforesaid BETWEEN THE HOURS OF ONE AND
FIVE O' CLOCK in the morning of said day, contrary to and in violation of the statute in such case
made and provided.

WHEREFORE, deponent prays that said John Miller junior
may be ~~arrested and~~ dealt with according to law.

Sworn to before me, this 14 day
of February 1888 Theodore Goodenough

[Signature]
Police Justice.

0242

Sec. 198-200.

6th

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Gitter junior being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is his right to
make a statement in relation to the charge against him; that the statement is designed to
enable him if he see fit to answer the charge and explain the facts alleged against him
that he is at liberty to waive making a statement, and that his waiver cannot be used
against him on the trial.

Question. What is your name?

Answer. *John Gitter jr*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Tremont N.Y.*

Question. Where do you live, and how long have you resided there?

Answer. *Webster Avenue # 177 St., 24 years*

Question. What is your business or profession?

Answer. *Hotel Keeper*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you may think will tend to your
exculpation?

Answer. *I am not guilty. I held after
examination, I desire trial at general
sessions*
J. Gitter Jr.

Taken before me this
day of *February* 18*98*
J. B. [Signature]
Office Justice.

02420

Dated 1888 Police Justice.

guilty of the offence within mentioned, I order he to be discharged.

There being no sufficient cause to believe the within named

Dated 14th 1888 Police Justice. I have admitted the above named to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Dated 14th 1888 Police Justice. the City Prison of the City of New York, until he give such bail.

Hundred Dollars, and be committed to the Warden and Keeper of

Order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court-- 6 District.

THE PEOPLE, &c., ON THE COMPLAINT OF Theodore Gordenburgh of John Stener jr

Dated 14th 1888 Magistrate. Gordenburgh 54th Precinct.

Witnesses No. Street. RECEIVED. FEB 16 1888 DISTRICT ATTORNEY'S OFFICE. \$ 100 Bailed

1187 2-23

BAILABLE, No. 1, by John Massimo Residence 168 Washington Ave No. 2, by Residence Street, No. 3, by Residence Street, No. 4, by Residence Street.

0244

Grand Jury Room.

PEOPLE,

vs.

John Stues J.B.

Christopher Carstens.

*At a public ball
in given at Stues' on
Thursday - question
there was no drinking
save after one o'clock.
I saw none. The bar
room is adjoining kitchen
ally and connected with
them. I was in kitchen
room, until 12 o'clock
while was the last time
The few people in
there until the supper
service started at
about one o'clock. I
looked at my watch
but was before one o'clock.
Barroom door was then
closed. I saw Hoffield*

*Rules
Railroad case X177
et.*

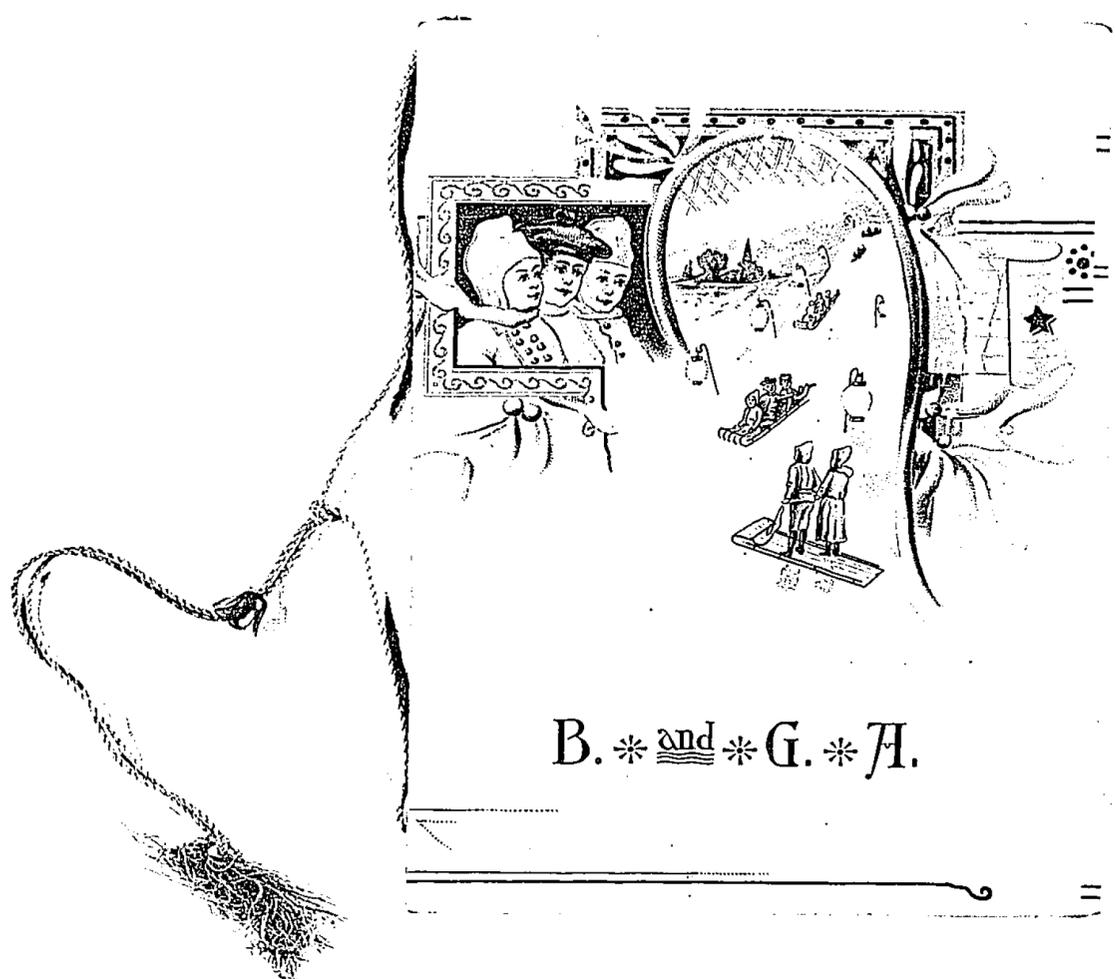
*officer
...
...*

Joe Rafterfels
Civ. 177th Precinct
makes the same
statement
will swear that the
box was down
and closed and
we slept & that
after an evening
all night we at
one corner of apt.

W. Hillfink 1771 Morris St.
found penicillin ball.
I kept in door (I
in cabinet box) by
a supply at one o'clock
from apt. was for
look it over for
one
Bathroom was
closed, so by us
was box returned
door was closed.

Wm. S. ~~Ball~~
fact as ~~Wells~~
written
apt makes same
statement
All would swear.

0247



0248

1881. EIGHTH SEASON. 1888.

EIGHTH GRAND ANNUAL

BALL

OF THE

Butchers' and Grocers'

Association of Tremont,

AT - ITTNER'S - VILLA,

Monday Evening, Feb. 13, '88.

MUSIC BY PROF. MILLER.

EDWARD REILLY, President.

FRANK RAMSTECK, JR., Vice-President.

HERMANN RUHE, Secretary.

JOHN HEITMAN, Treasurer.

HENRY HEIDE, Sergeant-at-Arms.

Order of Dancing

PART FIRST.

- 1. GRAND ENTREE B. & G. A.
- 2. Lanciers Chopped Beef
- 3. Waltz Soft Brown Sugar
- 4. Quadrille Marrow Bones
- 5. Schottische Butter and Lard
- 6. Quadrille Waltz Round Steak
- 7. Waltz Soft Pickle
- 8. Lanciers Veal Cutlet
- 9. Waltz, Ladies Maple Sugar
- 10. Virginia Reel Rock Candy
- 11. Schottische Sausages
- 12. Waltz All Kinds Mixed

INTERMISSION.

Order of Dancing

PART SECOND

- 1. RE ENTREE Our Lady Friends
- 2. Waltz To all our Guests
- 3. Quadrille To our President
- 4. Schottische To our Officers
- 5. Lanciers To our Floor Manager
- 6. Waltz, Ladies —
- 7. Virginia Reel Everybody
- 8. Waltz To our Assistant Floor Manager
- 9. Quadrille To the Cook
- 10. Schottische To John Ittner
- 11. Lanciers To our Reporter
- 12. Waltz Home, Sweet Home

EMOHUCYRESIYAM

Floor Manager.

JAMES BURKE.

WHITE ROSETTE.

Assistant Floor Manager.

DAVID VAN ORDEN.

RED ROSETTE.

Committee of Arrangements.

HENRY HEIDE.

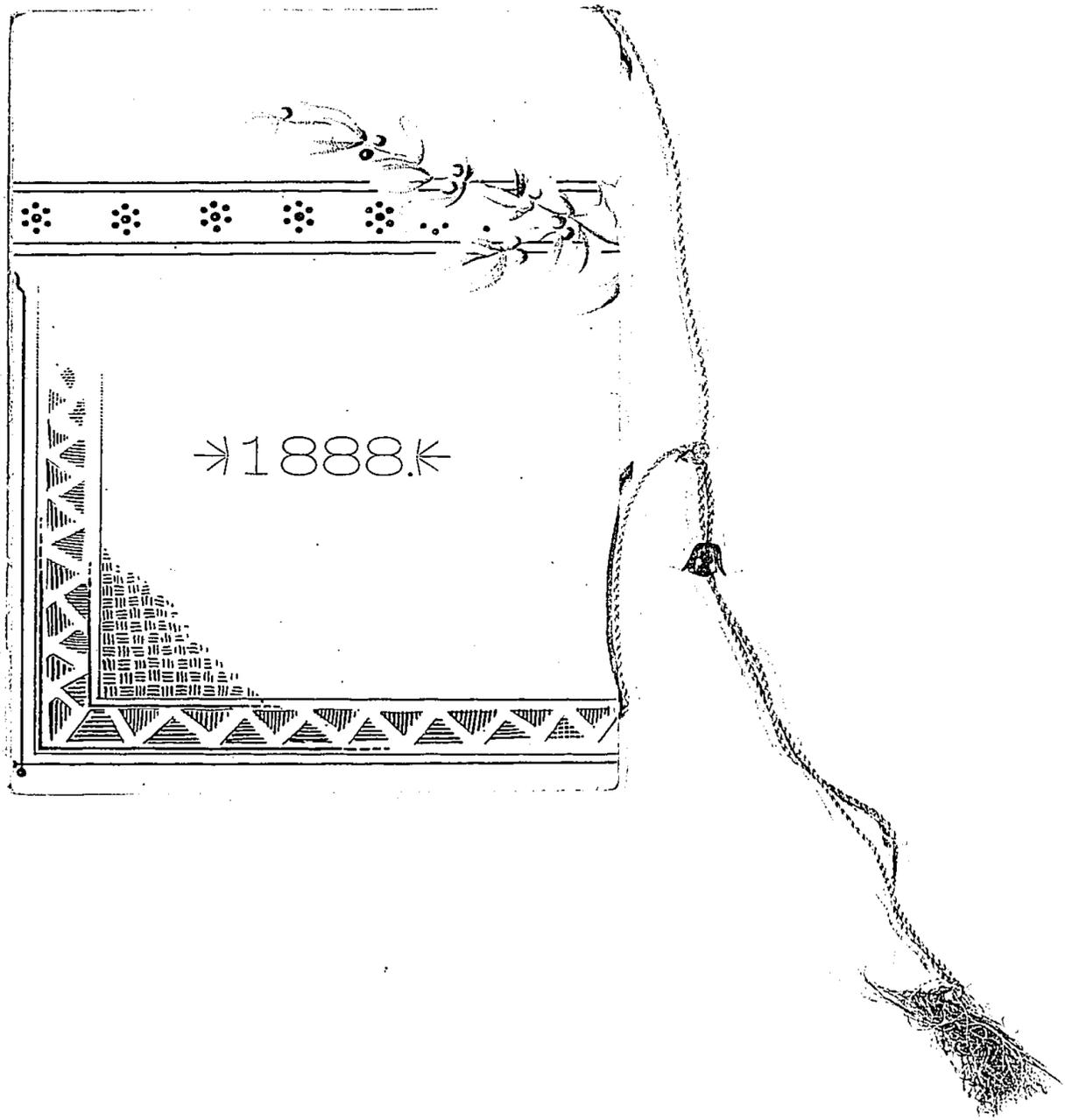
WILLIAM LEITHEUSER.

CHRISTOPH CARSTENS.

FRED. ALBERS.

PETER KIEFER.

0251



0252

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
John Ittner, the
younger

The Grand Jury of the City and County of New York, by this indictment, accuse

John Ittner, the younger

of the crime of KEEPING OPEN, BETWEEN THE HOURS OF ONE AND FIVE O'CLOCK IN THE MORNING, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said *John Ittner, the younger* late of the City of New York in the County of New York aforesaid, on the *fourteenth* day of *February* in the year of our Lord one thousand eight hundred and eighty *eight*, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of the said day, and between the said hours of the said day, to wit: at the hour of *two* o'clock in the morning of the said day, the said place so licensed as aforesaid, unlawfully did then and there open and cause and procure, and suffer and permit, at the time aforesaid to be open and to remain open; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John R. Fellows,
~~RANDOLPH B. MARTINE~~, District Attorney.